

General Counsel

82-05496

04 JUN 1982

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MEMORANDUM FOR: Director of Central Intelligence

VIA: Deputy Director of Central Intelligence
Executive Director
Deputy Director for Operations
General Counsel

Executive Secretary

82-3392

FROM: Harry E. Fitzwater
Deputy Director for Administration

SUBJECT: [REDACTED] Control of Firearms

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1. Action Requested: Your personal approval and personal revalidation of subject regulations (attachments).

2. Background: [REDACTED] are the basic Agency regulations governing the use of Agency firearms. These regulations were drawn pursuant to the common law authority of the U. S. Government to protect the security of its property and personnel. The Office of General Counsel (OGC) concluded that while the Agency's only explicit firearms authority was the statutory authority of its couriers and guards to carry firearms to protect classified documents in transit, that did not prevent the Agency from using its common law firearms authority to protect its personnel and property in other situations.

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The Intelligence Authorization Act of 1982 broadens the Agency's statutory firearms authority contained in the Central Intelligence Agency Act of 1949 by giving the Director of Central Intelligence (DCI) explicit authority to designate personnel to carry firearms in performing Agency functions. Legally sufficient implementation of this legislation requires your official delegation to the senior officials designated in [REDACTED] of the authorities prescribed therein.

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REGRADED UNCLASSIFIED WHEN SEPARATED
FROM CLASSIFIED ATTACHMENT [REDACTED]

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3. Staff Position: The Office of General Counsel and the Office of Security agree that subject regulations should be re-validated and reprinted as issuances bearing your personal seal of approval which will constitute the delegation of your authority. I concur in this approach as consistent with and necessary to a legally sufficient delegation of authority.

4. Recommendation: It is recommended you approve and revalidate subject regulation:



Harry E. Fitzwater

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Attachments

CONCUR/NO LEGAL OBJECTION:

STANLEY SPORKIN

General Counsel

JUN 8 1982

Date

John H. Stein

Deputy Director for Operations

21 JUN 1982

Date



Executive Director

23 June 82
Date

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/S/ John N. McMahon

Deputy Director of Central Intelligence

23 June 82
Date

APPROVED:

/s/ William J. Casey

Director of Central Intelligence

24 June 82
Date

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